

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

CHIEF HEARING OFFICER DIRECTIVE

DOCKET NOS. 2021-89-E and 2021-90-E ORDER NO. 2021-49-H

APRIL 23, 2021

CHIEF HEARING OFFICER: David Butler

DOCKET DESCRIPTIONS:

Duke Energy Carolinas, LLC's ("DEC's") 2021 Avoided Cost Proceeding Pursuant to S.C. Code Ann. Section 58-41-20(A)

Duke Energy Progress, LLC's ("DEP's") 2021 Avoided Cost Proceeding Pursuant to S.C. Code Ann. Section 58-41-20(A)

MATTER UNDER CONSIDERATION:

Petitions to Intervene of Carolinas Clean Energy Business Association ("CCEBA")

CHIEF HEARING OFFICER'S ACTION:

This matter comes before the Chief Hearing Officer on the Petitions to Intervene of CCEBA in the Avoided Cost Proceedings described above.

Under Commission regulation, the Commission must determine whether or not the petitioning party has clear factual support or grounds for the proposed intervention. S.C. Regs. 103-825A(3) requires that parties filing a Petition to Intervene in a matter pending before the South Carolina Public Service Commission must set forth clearly and concisely:

(a) The facts from which the nature of the petitioner's alleged right or interest can be determined;

(b) The grounds of the proposed intervention;

(c) The position of the petitioner in the proceeding.

In the present cases, CCEBA clearly set out the facts from which the nature of the right or interest can be determined, the grounds of the proposed intervention, and its position. CCEBA states that it is organized for the purpose of promoting and advocating public policy positions supportive of solar power generation in North and South Carolina. CCEBA is a 501(c)(6) organization representing all types of businesses in the clean energy sector, including developers, manufacturing, engineering, construction, professional and financial services, and non-energy businesses wishing to purchase clean energy. With over 50 members, including most of the utility scale solar developers in North and South Carolina, CCEBA monitors and participates in energy policymaking in both Carolinas. CCEBA has appeared as an intervenor in multiple dockets in North Carolina under its

prior name: North Carolina Clean Energy Business Alliance. In South Carolina, CCEBA has assumed the role previously filled by the South Carolina Solar Business Alliance (“SCSBA”). CCEBA’s position is that CCEBA has substantial and specific economic interests in renewable energy in South Carolina and this Commission’s actions thereon. Accordingly, CCEBA asserts that it will be directly and substantially affected by the outcome of this proceeding and CCEBA’s business interests will be directly and financially impacted by this Commission’s resolution of the subject matter of this Docket. Therefore, according to CCEBA, its interests cannot be adequately addressed by any other party. Further, this Petitioner takes the position that its intervention will aid this Commission, by assisting in the development of a full and fair record to address the important decision to be made in this Docket. Lastly, CCEBA believes that the granting of its Petition to Intervene is (i) in the public interest and (ii) consistent with the policies of this Commission in encouraging maximum public participation in issues before it and intervention should be allowed so that a full and complete record addressing its views and concerns can be developed.

Pursuant to these facts, this Chief Hearing Officer holds that CCEBA has successfully satisfied the three criteria for intervention stated in the Commission Regulation both of these avoided cost dockets. CCEBA’s interest in these matters can clearly be discerned, as can the grounds for the intervention, and its position. There are no objections to the interventions. Accordingly, the two Petitions to Intervene of CCEBA are hereby granted in these Dockets. This ends the Chief Hearing Officer’s Directive.